

High Court Bans Segregation in Schools

LATE NEWS

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Two Women Hurlled From Beds

ESCAPEE CRASHES CAR IN HOUSE AT 65 M.P.H.

Army Quiz May Be Cut Off by Order

WASHINGTON, May 17 (P)—President Eisenhower brought the McCarthy-Army hearings to an unexpected, dramatic halt today—for a week at least, and maybe forever.

Taking a personal hand, the President issued an order forbidding Army witnesses to testify about the role of White House and other high officials in the televised controversy between Sen. McCarthy (R) Wis., and civilian Pentagon chiefs.

McCarthy cried "Iron Curtain!" Democrats raised a protest.

[Condensed transcript of hearing begins on Page 10, Part 1.]

test of "whitewash." And in the end the Senate Investigations Subcommittee voted to recess the public inquiry until next Monday to see if the Chief Executive would withdraw or modify his secrecy clampdown.

Mundt Optimistic

Acting Chairman Mundt (R) S.D., declared there is nothing about the recess which "even remotely implies a discontinuation of these hearings" for good. The Democrats, however, said it looked to them as if the hearings may well have blown sky high—unless the President should change his mind.

The chances of President Eisenhower doing this appeared pretty slim.

The President said in today's secrecy order, issued to Secretary of Defense Wilson, that his stand was taken "to maintain the proper separation of powers between the executive and legislative branches of the government in accordance with my responsibilities and duties under the Constitution."

And he said, too, in language

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BULLETIN!

HANOI, May 18 (Tuesday) (P)—French squadrons of American-supplied warplanes resumed heavy attacks today on Communist-led Viet-Minh troops moving eastward out of Dien Bien Phu toward the Red River delta. The French High Command announced the renewal of air strikes following rebel failure to accept a French plan for evacuating Dien Bien Phu's wounded.

NATIONALISTS SINK RED GUNBOAT OFF FORMOSA

TAIPEI, May 17 (U.P.)—A Nationalist Chinese destroyer sank a Communist Chinese gunboat in the Straits of Formosa with gunfire today and chased nine others under the protection of Red shore batteries, the Defense Ministry announced.

The action was the fourth such naval battle in the past week as bitter air and naval fighting broke out all along the China coast.

The Nationalist Defense Ministry said the destroyer engaged an entire flotilla of Communist gunboats and scored several hits, sinking one. It did not identify the destroyer.

REDS STAND FIRM AT PEACE SESSION

Secret Meeting at Geneva on Indo-China Discourages French Hopes for Compromise

BY WALDO DRAKE, Times European Bureau GENEVA, May 17 — There was no comfort for the western world in today's first secret session on peace for Indo-China.

After a Franco-Viet-Minh exchange over the breakdown of plans for evacuation of French and Viet-Namees wounded from Dien Bien Phu, Russian Foreign Minister Molotov made some caustic observations which were discouraging to French hopes that the Communists might show some spirit of compromise on Viet-Minh's demands for a concurrent military and political settlement for all Indo-China prior to the cease-fire which the French want so badly.

Nine foreign ministers, with three subordinates each, will again meet in restricted session on Indo-China tomorrow afternoon but the only progress expected is a further inexorable drift toward either deadlock or capitulation to a compromise armistice on the Communists' terms.

Brings Gloom

Prime Minister Churchill's reassurance to his Parliament today that Britain will make no commitments for defense either in Indo-China or in Southeast Asia until results of the Geneva Conference are determined left as much gloom in the United States delegation as did last night's cynical newscast by Radio Moscow.

Moscow Commentator Lev Chouhgn said the western powers' calculations for peace in Indo-China will be unsuccessful because the Communist powers are unified behind Viet-Minh.

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French Chiefs in Hanoi Planning New Strategy

HANOI, May 18 (Tuesday) (U.P.)—An emergency military mission headed by French Chief of Staff Gen. Paul Ely arrived here by air from Paris tonight to map strategy against a threatened new mass assault by the Communists in Indo-China.

Ely was accompanied by Gen. Raoul Salan, former French supreme commander in Indo-China, and Gen. Pierre Pelissier, deputy chief of staff of the French air force.

The emergency mission was believed to have brought instructions to the French commander in Indo-China, Gen. Henri-Eugene Navarre, to concentrate some 260,000 of his troops in the Red River Delta area for the defense of Hanoi. Such a move was expected to mean abandoning by regular French Union forces of some outlying posts and leaving their defense to the home guard. The French mission will survey the military situation in Indo-China following the fall of Dien Bien Phu.

Temperature Levels at 72

Drizzles during the morning hours were forecast for today by the U.S. Weather Bureau, with mostly sunny skies in the afternoon.

The temperatures yesterday remained in a moderate range, hovering from 56 deg. at 5:18 a.m. to 72 at 2:05 p.m.

The Air Pollution Control District predicted the possibility of some eye irritation in the foothill area only today because of an inversion near 1500 feet which will lift but not break.

High Court Bans School Segregation

BY ROBERT T. HARTMANN Times Washington Bureau Chief

WASHINGTON, May 17—The Supreme Court today outlawed racial segregation in the public schools.

Chief Justice Warren wrote and delivered the court's unanimous opinion in the long-pending legal test, brought on behalf of Negro school children in Kansas, South Carolina, Virginia and Delaware.

"We conclude that in the field of public education the doctrine of 'separate but equal' has no place," the court ruled. "Separate educational facilities are inherently unequal."

The historic decision reversed as unconstitutional the doctrine of "separate but equal facilities" for racial groups which the Supreme Court set forth in 1896.

Separation Doomed

Warren's 12-page opinion combined four cases accepted by the Supreme Court in 1951. A second, similar ruling struck down segregation in the District of Columbia.

Although, technically, today's rulings apply only to the four States and the District of Columbia, and further legal delays may be encountered before public school segregation is formally outlawed throughout the land, the Supreme Court's broad application of the 14th Amendment appeared to doom separation of pupils on racial grounds as surely as Lincoln ended slavery in the United States.

Chief Justice Warren took note, however, of the delicate problem of implementing the court's ruling by deferring, until the Supreme Court's next term in October, the issuance of any decrees.

Further Argument

Attorneys General not only of the States concerned but of all 21 "States requiring or permitting segregation in public education" (together with Brown, on behalf of the Federal government, and counsel for the Negro plaintiffs) were invited to present further argument on two points:

- 1—Should the court order Negro children admitted forthwith to schools of their choice?
- 2—Should the court exercise its equity powers to permit "an

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THE WEATHER

U.S. Weather Bureau forecast: Low clouds and drizzles this morning; mostly sunny in afternoon; little change in temperature. Highest temperature yesterday, 72; lowest, 56.



FREE PARKING—Ocean tides yesterday swept into the already flooded city of Peabody, Mass., five miles from the sea, after water from a burst dam had caused much damage, such as shown above, with parking meters nearly submerged.

New Chessman Execution Date Delay Ordered

SAN RAFAEL, Cal., May 17 (P)—Legal action today assured that it would be 60 days or more before a new execution date could be set for Caryl Chessman, 32-year-old kidnapper and author of a death row autobiography.

Over the protest of Chessman's attorney, Berwyn Rice, affidavits signed by the trial judge holding that the type-written trial records were accurate was accepted by Superior Court Judge Thomas F. Keating. Keating then gave

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Tornado Races Through Town in New Mexico

LOVINGTON, N.M., May 17 (U.P.)—A small tornado tore through the northwest part of this small Southwestern New Mexico town late tonight, but did little damage and no persons were injured.

Lovington police said the tornado went through the town about six blocks from the business district. The only damage reported was an overturned automobile. Heavy rains accompanied the brief twister and several basements were flooded.

Tides Swirl Five Miles Inland on Flooded City

Peabody (Mass.) Streets Already Covered From Dam Break When Ocean Joins Assault

Illustrated on Page 3, Part 1

PEABODY, Mass., May 17 (U.P.) — Ocean tides swept into this already flooded city five miles from the sea today, swirling through a 15-block downtown area.

Three feet of water covered streets in the center of town, where floods from a broken dam caused more than \$1,000,000 damage yesterday. However, police said not much more damage was expected from today's tides.

Mayor Philip C. O'Donnell warned residents to holl all drinking and washing water because of pollution from dyestuffs which had been stored in the cellars of local leather plants.

Families Routed

Scores of families were routed from their homes yesterday when a mill pond dam gave way, flooding the downtown area as much as eight feet in some places. No serious injury was reported and no fire despite fears that the floods would explode untended factory boilers.

The millpond water had been rising steadily during 10 weeks of runoff from heavy rains. Motorboats, skiffs, Coast Guard helicopters and an amphibious "duck" were pressed into service to take stranded residents of flooded areas to higher ground.

Jet Trainer Wreck Found; Two Killed

Wreckage of a Navy jet trainer which crashed Saturday, killing a Marine captain and a Navy lieutenant eight miles northwest of Santa Paula, was reached yesterday by a Navy ground party from Point Mugu.

The victims are Capt. J. L. Barr of Santa Barbara and Lt. S. L. Kruger of Sunnyvale, both stationed at Corpus Christi, Tex.

The crashed plane was first spotted from the air Sunday afternoon by a Civil Air Patrol pilot based at Oxnard, and a CAP ground crew reached the spot early yesterday.

Missing since Saturday, when it was en route from Corpus Christi to the Oxnard Air Force Base, the plane crashed on Sulphur Mountain, approximately eight miles from Santa Paula.

Officers Capture Youth, 15

A 15-year-old escapee from Orange County Juvenile Home, Santa Ana, attempting to elude sheriff's deputies in a stolen car, roared down a dead-end street at 65 m.p.h. just before midnight last night, crashed through a house and hurled two young women from their beds, injuring one of them seriously.

The youth, captured as he attempted to crawl out a window of the home in the Wherry Housing Project adjacent to El Toro Marine Base, was identified as Edward Rumsower of Irvine. He was taken to Orange County General Hospital for treatment of minor injuries, then transferred to Orange County Jail.

Injured Women

The injured women were listed as Mrs. Patricia Curtis, wife of Marine Capt. Dave Curtis, and Miss Alice Hicks. Both were rushed to the dispensary at El Toro where attendants said Mrs. Curtis suffered serious internal injuries. She was later taken to Corona Naval Hospital. Miss Hicks was shaken and bruised.

Sheriff's deputies said Rumsower and another youth escaped from the juvenile home last Saturday. The second boy surrendered earlier. Deputies said Rumsower was committed to the home for burglary and grand theft auto.

Marines Assist

After his capture he told deputies he spent a night in Modjeska Canyon about 15 miles east of Santa Ana and near El Toro base. He admitted stealing a hatchet and other camping supplies from a Boy Scout camp in the area, deputies said. He also admitted stealing five different automobiles, they added.

The youth was seen three times late yesterday in the Wherry Housing area and the Sheriff's office enlisted the aid of 30 Marines and a California Highway Patrol car as they

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